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Attorney Docket # 4070-61PUS

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Rolf STIRNER

Serial No.: 09/831,138

Filed: May 04, 2001

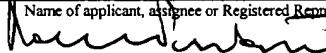
For: Irradiation Device For Therapeutic and Cosmetic
Purposes

Examiner: Shay, David M.
Group Art: 3739

I hereby certify that this correspondence is being
deposited with the United States Postal Service with
sufficient postage as first class mail in an envelope
addressed to: Commissioner for Patents, P.O. Box 1450,
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February 24, 2004
(Date of Deposit)

Thomas C. Pontani

Name of applicant, assignee or Registered Representative


Signature

February 24, 2004
Date of Signature

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TECHNOLOGY CENTER R3700

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

SIR:

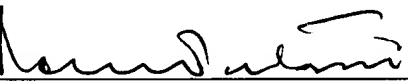
Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from
the decision dated September 24, 2003 of the Primary Examiner twice or finally rejecting claims 1-
11 and 13-15.

The items checked below are appropriate:

1. The time for response to the Office Action of September 24, 2003 expires on December 24, 2003.
2. A _-month extension of time for response to the Office Action dated _ was filed on_. [No additional extensions of time are required.]

- 3a. [x] Applicant hereby requests a two-month extension of the original shortened statutory response period set in the Office Action of September 24, 2003. A check in the amount of 210.00 in payment of the government fee for an extension of time is enclosed herewith.
- 3b. [] This is not the first request for an extension of time relative to the outstanding paper. The period for response has already been extended by -month(s) by petition dated . Please extend the time for response by an additional -month(s). With this extension, the deadline for filing the required paper will be . A check for the additional extension fee of \$ is enclosed.
4. [x] Check for payment of the appeal fee of \$165.00
[x] is enclosed herewith.
[] No additional fee is required (fee paid in prior appeal).
[] Charge the fee to Deposit Account No. 03-2412 (one additional copy of this Notice is enclosed herewith).
5. [x] Charge any additional fees required, for example, for lodging this appeal or for filing the Appeal Brief, not otherwise paid by check, to Deposit Account No. 03-2412. A duplicate copy of this sheet is enclosed.

Respectfully submitted,
COHEN, PONTANI, LIEBERMAN & PAVANE

By 
Thomas C. Pontani
Reg. No. 29,763
551 Fifth Avenue
New York, New York 10176
(212) 687-2770

Dated: February 24, 2004